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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

Andrea Cecere, an individual,

Plaintiff,

vs.

LVGV, LLC, a foreign corporation dba M Resort
Spa and Casino and Vig Deli; The Burks Companies,
Inc., a foreign corporation; Doe Individuals 1-1-; Roe
Business Entities 11-20

Defendants.

Case No.: 2:23-cv-02049-JAD-MDC

**Stipulation & Order re: medical
treatment, abandoned defenses, and
withdrawn motions for summary
judgment**

ECF Nos. 68, 69, 78

1. The parties stipulate that Plaintiff has incurred medical treatment related to her fall on November 1, 2021, and for which she was billed \$138,283.48.
2. Specifically, Plaintiff received treatment from and was billed by the entities below. These amounts are not in dispute.

Provider	Amount
City of Henderson	\$1,315.99
St. Rose Dominican Hospital – Siena Campus	\$8,001.00
Vituity Nevada Koury Partners, LLC	\$1,356.00
Radiology Associates of Nevada	\$102.33
Desert Orthopaedic Center	\$56,433.60
Desert Radiology/Desert Radiology Solutions	\$1,252.01
Institute of Orthopaedic Surgery	\$44,164.00
U.S. Anesthesia Partners	\$2,310.00
Henderson Hospital	\$5,290.00
Shadow Emergency Physicians	\$1,888.00

CVS Pharmacy	\$16.70
Albertsons (Sav-On) Pharmacy	\$68.98
Amazon	\$296.16
DJO Global	\$158.98
Gabel Distributors	\$9,089.62
Steinberg Diagnostic Medical Imaging	\$1,800.00
PBS Anesthesia	\$4,740.00
TOTAL	\$138,283.48

3. LVGV further stipulates to abandon second affirmative defense alleging that the liquid on the floor was open, obvious and known to Plaintiff, and said Plaintiff voluntarily assumed said risks and dangers.
4. LVGV further stipulates to abandon second affirmative defense alleging that the occurrence referred to in the Complaint, and all injuries damages, if any, resulting therefrom, were caused by the acts or omissions of a third-party or parties over whom this Defendant has no control.
5. Defendants do not concede any facts related to liability, causation for Plaintiff's past and future pain and suffering, causation for any wage loss, loss of earning capacity or other economic damage or causation as it relates to Plaintiff's future medical expenses, including Plaintiff's claim for a knee replacement surgery.
6. Plaintiff's motions for partial summary judgment (ECF No. 68 and 69) are now moot and hereby withdrawn.

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IT IS SO STIPULATED.



H&P LAW

/s/ Michael Lowry

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ORDER

Based on the parties' stipulation [ECF No. 78] and good cause appearing, IT IS SO ORDERED. **The Clerk of Court is directed to remove the gavels from ECF Nos. 68 and 69** as those motions are deemed withdrawn per this stipulation.


United States District Judge
5/9/25